

REQUEST FOR CORRECTED FILING RECEIPT

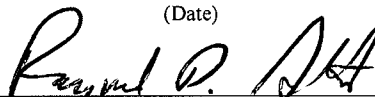
Applicant : Hart et al.
Appl. No. : 10/577,627
Filed : April 28, 2006
For : ISOLATED CD4+ T CELLS
DEFINED BY CMRF-35 AND
CD45RO
Art Unit : 1644

CERTIFICATE OF EFS WEB
TRANSMISSION

I hereby certify that this correspondence, and any other attachment noted on the automated Acknowledgement Receipt, is being transmitted from within the Pacific Time zone to the Commissioner for Patents via the EFS Web server on:

September 11, 2007

(Date)



Raymond D. Smith, Reg. No. 55,634

Commissioner for Patents
P.O. Box 1450
Office of Initial Patent Examination
Customer Service Center
Alexandria, VA 22313-1450

Dear Sir:

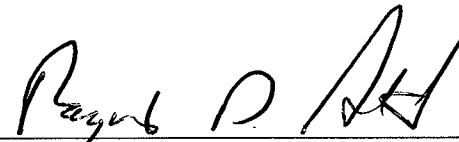
Applicants hereby request that the Official Filing Receipt, a marked-up copy of which is enclosed, be corrected to reflect Foreign Application number 2003905953. Presently, the Filing Receipt incorrectly shows the Foreign Application number as 2033905953. The following is enclosed as evidence of the proper filing date:

- (X) Application Data Sheet.
- (X) Face page of International Application No. PCT/AU2004/001493.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: September 11, 2007

By: 

Raymond D. Smith
Registration No. 55,634
Agent of Record
Customer No. 20,995
(805) 547-5580



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPL NO.	FILING OR 371(c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	TOT CLMS	IND CLMS
10/577,627	04/28/2006	1644	3080	DAVI257.004APC	37	9

CONFIRMATION NO. 9936

20995

KNOBBE MARTENS OLSON & BEAR LLP
 2040 MAIN STREET
 FOURTEENTH FLOOR
 IRVINE, CA 92614

CORRECTED FILING RECEIPT



OC000000025146921

Date Mailed: 08/02/2007

Receipt is acknowledged of this nonprovisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

Applicant(s)

Derek Nigel John Hart, Dutton Park, AUSTRALIA;
 Georgina Jane Clark, Dutton Park, AUSTRALIA;

Assignment For Published Patent Application

The Corporation of the Trustees of the Order of the Sisters of Mercy in Queensland, South
 Brisbane, AUSTRALIA

Power of Attorney: The patent practitioners associated with Customer Number 20995.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/AU04/01493 10/28/2004

Foreign Applications

AUSTRALIA 2033905953-10/29/2003

2003905953

If Required, Foreign Filing License Granted: 04/28/2007

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/577,627**

Projected Publication Date: 08/09/2007

Non-Publication Request: No

Early Publication Request: No

Title

Isolated cd4+ t cells defined by cmrf-35 and Cd45ro

Preliminary Class

424

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where

the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

APPLICATION DATA SHEET

Application Information

Application Type:: Regular
Subject Matter:: Utility
Title:: ISOLATED CD4+ T CELLS DEFINED BY CMRF-35
AND CD45RO
Attorney Docket Number:: DAVI257.004APC
Request for Early Publication?:: No
Request for Non-Publication?:: No
Small Entity?:: No

Inventor Information

Applicant Authority Type:: Inventor
Primary Citizenship Country:: New Zealand
Status:: Full Capacity
Given Name:: Derek
Middle Name:: Nigel John
Family Name:: Hart
City of Residence:: Dutton Park
State or Prov. of Residence:: Queensland
Country of Residence:: Australia
Street:: 3 Borva Street
City:: Dutton Park
State or Province:: Queensland
Country:: Australia
Postal or Zip Code:: 4102

Inventor Information

Applicant Authority Type:: Inventor
Primary Citizenship Country:: Australia
Status:: Full Capacity
Given Name:: Georgina
Middle Name:: Jane
Family Name:: Clark
City of Residence:: Dutton Park
State or Prov. of Residence:: Queensland
Country of Residence:: Australia
Street:: 3 Borva Street
City:: Dutton Park
State or Province:: Queensland
Country:: Australia
Postal or Zip Code:: 4102

Correspondence Information

Correspondence Customer Number:: 20,995
Phone Number:: (949) 760-0404
Fax Number:: (949) 760-9502
E-Mail Address:: rsmith@kmob.com

Representative Information

Representative Customer Number:: 20,995

Domestic Priority Information

Application::	Continuity Type::	Parent Application::	Parent Filing Date::
This Application	National Stage of	PCT/AU2004/001493	10/28/04

Foreign Priority Information

Country::	Application Number::	Filing Date::	Priority Claimed::
Australia	2003905953	10/29/03	Yes

Assignment Information

Assignee Name:: The Corporation of the Trustees of the Order of the
Sisters of Mercy in Queensland

Street:: Raymond Terrace

City:: South Brisbane

State or Province:: Queensland

Country:: Australia

Postal or Zip Code:: 4101

2551226
042506

(19) World Intellectual Property
Organization
International Bureau



(43) International Publication Date
12 May 2005 (12.05.2005)

PCT

(10) International Publication Number
WO 2005/042729 A1

- (51) International Patent Classification⁷: C12N 5/08 (74) Agents: HUGHES, E., John, L. et al.; Davies Collison Cave, 1 Nicholson Street, Victoria, Melbourne 3000 (AU).
- (21) International Application Number: PCT/AU2004/001493 (81) Designated States (unless otherwise indicated, for every kind of national protection available): AE, AG, AI, AM, AT, AU, AZ, BA, BB, BG, BR, BW, BY, BZ, CA, CH, CN, CO, CR, CU, CZ, DE, DK, DM, DZ, EC, EE, EG, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, MZ, NA, NI, NO, NZ, OM, PG, PH, PL, PT, RO, RU, SC, SD, SE, SG, SK, SL, SY, TJ, TM, TN, TR, TT, TZ, UA, UG, US, UZ, VC, VN, YU, ZA, ZM, ZW.
- (22) International Filing Date: 28 October 2004 (28.10.2004)
- (25) Filing Language: English
- (26) Publication Language: English
- (30) Priority Data: 2003905953 29 October 2003 (29.10.2003) AU (84) Designated States (unless otherwise indicated, for every kind of regional protection available): ARIPO (BW, GH, GM, KE, LS, MW, MZ, NA, SD, SL, SZ, TZ, UG, ZM, ZW), Eurasian (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European (AT, BE, BG, CH, CY, CZ, DE, DK, EE, ES, FI, FR, GB, GR, HU, IE, IT, LU, MC, NL, PL, PT, RO, SE, SI, SK, TR), OAPI (BF, BJ, CF, CG, CI, CM, GA, GN, GQ, GW, ML, MR, NE, SN, TD, TG).
- (71) Applicant (for all designated States except US): THE CORPORATION OF THE TRUSTEES OF THE ORDER OF THE SISTERS OF MERCY IN QUEENSLAND [AU/AU]; Raymond Terrace, South Brisbane, Queensland 4101 (AU).
- (72) Inventors; and
- (73) Inventors/Applicants (for US only): HART, Derek, Nigel, John [NZ/AU]; 3 Borva Street, Dutton Park, Queensland 4102 (AU). CLARK, Georgina, Jane [AU/AU]; 3 Borva Street, Dutton Park, Queensland 4102 (AU).
- Published:
— with international search report
- For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.

(54) Title: ISOLATED CD4+ T CELLS DEFINED BY CMRF-35 AND CD45RO

(57) Abstract: The present invention relates generally to a method for the treatment or prophylaxis of a condition which provokes, or is exacerbated by, an immunological response. The present invention further enables methods of diagnosis of conditions which provoke, or are exacerbated by, an immunological response. The present invention further provides therapeutic and diagnostic agents for conditions which provoke, or are exacerbated by, an immunological response. The present invention further provides compositions of cells defining a sub-population of CD4+ T cells defined by CMRF-35 and CD45RO.

WO 2005/042729 A1